

# Exhibit D



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United States District Court  
District of Massachusetts

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The following transaction was received from Bowler, Marianne entered on 11/2/2004 at 3:52 PM EST and filed on 11/2/2004

**Case Name:** Citizens for Consume, et al v. Abbott Laboratories,, et al  
**Case Number:** 1:01-cv-12257 <https://ecf.mad.uscourts.gov/cgi-bin/DktRpt.pl?77895>

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**Docket Text:**

Judge Marianne B. Bowler: Electronic ORDER entered granting in part and denying in part [998] Motion to Compel to the extent set forth in the ruling on Docket Entry # 1088. Electronic Order denying [1088] nonparties' Motion to Quash, consistent with the reasoning employed by the court at the March 8, 2004 status conference. The nonparties are ordered to appear at the noticed depositions which, absent an agreement among all participating entities, shall be taken within the next 30 days. The subject matter shall be item numbers 1-3, 6-7, 11-13, 16-17 and 20-21 as set forth in the list attached to the August 23, 2004 letter (Docket Entry # 170, Ex. F) which reiterates topics encompassed in the list of documents to be produced attached to the re-noticed deposition subpoenas (Docket Entry # 1018, Ex. E-G). As agreed to in open court by defendants, they shall pay the reasonable costs of transportation and related expenses, reasonable attorney's fees and lost income incurred by I witnesses. Electronic Order denying Motion to Compel [1090], in accordance with the prior ruling of Judge Saxe on April 26, 2004 (Docket Entry # 816), inasmuch as the prior motion (Docket Entry # 832) requested an accounting of all communications between defendants and putative class members and that motion was denied. (Bowler, Marianne)

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